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SPATENT
Attorney Docket No. 0320-0016 HOOV 116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Michael D. Hooven

Serial No.: 10/015,303

Filed: December 12, 2001

Group Art No.: 3739

Examiner: Rosiland S. Rollins

For: TRANSMURAL ABLATION DEVICE
WITH THERMOCOUPLE FOR
MEASURING TISSUE TEMPERATURE)CERTIFICATE OF MAILING BY "EXPRESS
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Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA
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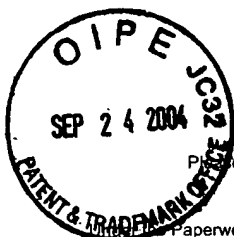
1. Transmittal Form PTO/SB/21 (1 sheet);
2. Information Disclosure Statement (3 sheets);
3. PTO/SB/08A (1 sheet);
4. U.S. Patent Publications (3);
5. Fee Transmittal Form PTO/SB/17 (1 sheet);
6. Check No. 18221 in the amount of \$180.00
7. Second Request for Furnishing of Initialed Copies of
Certain Pages of Previously Submitted Information
Disclosure Statements
8. Certificate of Mailing (1 sheet); and
9. Return Receipt Postcard.

09/28/2004 JBALINAN 00000018 10015303

01 FC:1806

180-00-0P

Name: Renée BarthelSignature: 



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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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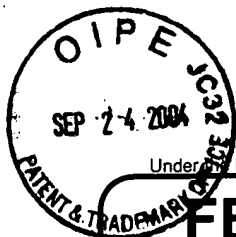
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/015,303
	Filing Date	December 12, 2001
	First Named Inventor	Michael D. Hooven
	Group Art Unit	3739
	Examiner Name	Rosiland S. Rollins
Total Number of Pages in This Submission	Attorney Docket Number	(HOOV 116) 0320-0016

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Second Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	- 3 Patent Publications
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	- Certificate of Mailing
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	- Return Receipt Postcard
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	- PTO/SB/08A (1 sheet)
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		- 2nd Request for Furnishing of
		Initialed Copies of Certain Pages of Previously Submitted Information Disclosure Statements
By U.S. Postal Service Express Mail Label No. EV 459450093 US		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd. Renée Barthel, Registration No. 48,356
Signature	
Date	September 24, 2004

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: September 24, 2004			
Typed or printed name	Renée Barthel		
Signature		Date	September 24, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180.00

Complete if Known

Application Number	10/015,303
Filing Date	December 12, 2001
First Named Inventor	Michael D. Hooven
Examiner Name	Rosiland S. Rollins
Art Unit	3739
Attorney Docket No.	0320-0016

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 50-1039
Deposit Account Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims -20** = X =
Independent Claims -3** = X =
Multiple Dependent =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	180.00
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 180.00

SUBMITTED BY

(Complete (if applicable))

Name (Print/Type)	Renee C. Barthel	Registration No. (Attorney/Agent)	48,356	Telephone	312-236-8500
Signature		Date	September 24, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

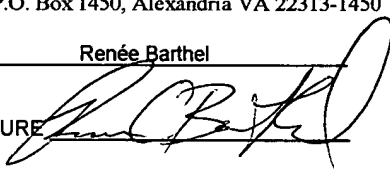
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PATENT
Attorney Docket No. (0320-0016) HOOV 116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)
)
Michael D. Hooven)
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Serial No.: 10/015,303)
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Filed: December 12, 2001)
)
Group Art No.: 3739)
)
Examiner: Rosiland S. Kearney)
)
For: TRANSMURAL ABLATION DEVICE)
WITH THERMOCOUPLE FOR)
MEASURING TISSUE TEMPERATURE)

CERTIFICATE OF MAILING BY "EXPRESS MAIL" "Express Mail" Mailing Label No.: <u>EV459450093US</u> Date of Deposit <u>September 24, 2004</u> I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office Box Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 NAME <u>Renée Barthel</u> SIGNATURE 
--

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.97, Applicant hereby calls the Examiner's attention to documents listed on the attached form, which documents may be material to the examination of this application. A copy of each of the documents is enclosed herewith for the Examiner's consideration.

No inference should be drawn that any method disclosed is equivalent to the subject invention. Also, the citation of the above-discussed documents is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of any document herein is not to be construed as an admission that any subject matter disclosed in the document is

necessarily within the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise necessarily prior art with respect to the instant invention.

Applicant also respectfully reserves the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosure of those documents discussed herein, that may be cited by the Examiner in rejecting a claim in the present patent application.

The first reference cited was first called to Applicant's attention in an Office Action dated September 8, 2004 in related Application Number 10/328,057 filed on December 23, 2002. The second and third cited references were first called to Applicant's attention in an Office Action dated September 8, 2004 in related Application Number 10/015,868 filed on December 12, 2001. Accordingly, pursuant to 37 C.F.R. § 1.97(e)(2), it is hereby stated: no item of this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the best knowledge of the person signing this certification after making a reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to filing of this information disclosure statement.

A Notice of Allowance has been received in this case. Accordingly, pursuant to 37 C.F.R. §1.97 (d), in addition to the above statement, a check is enclosed in the amount of \$180.00, the fee for the submission of this Information Disclosure Statement. If any additional fee is required, then authorization is hereby given to charge that amount to Deposit Account 50-1039.

Date: September 24, 2004

Respectfully submitted,

By: 

Renée C. Barthel, Esq.
Registration No. 48,356
Cook, Alex, McFarron, Manzo,
Cummings & Mehler, Ltd.
200 West Adams St., Suite 2850
Chicago, IL 60606
Telephone: (312) 236-8500

Attorneys for Applicant

Substitute for ~~TRADEMARK~~ TO

PTO/SB/08A (04-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	1
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Complete if Known

Application Number	10/015,303
Filing Date	December 12, 2001
First Named Inventor	Michael D. Hooven
Art Unit	3739
Examiner Name	Rosiland S. Kearney
Attorney Docket Number	0320-0016/HOOV 116)

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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PATENT

Attorney Docket No. 0320-0016 (formerly HOOV 116)

IN THE UNITED STATES PATENT AND TRADEMARK

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Michael D. Hooven)
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Examiner: Rosiland S.)
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Name: Renée C. Barthel

Signature: 

Mail Stop Issue Fee
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SECOND REQUEST FOR FURNISHING OF INITIALED COPIES OF CERTAIN
PAGES OF PREVIOUSLY SUBMITTED INFORMATION DISCLOSURE STATEMENTS**

This request is being submitted by applicant for the purpose of obtaining copies of certain pages of previously submitted information disclosure statements after such pages have been initialed by the Examiner. Applicants respectfully request copies of such initialed pages so as to ensure the documents listed on these pages have been brought to the attention of the Examiner in this application.

In particular, applicant calls the Examiner's attention to enclosed pages: (1) pages are page 1 of the PTO/SB/08A Form of

an IDS mailed by applicants on June 9, 2004, listing U.S. Pat. Nos. 6,692,491, and 6,050,996 to Phan and Schmaltz, respectively; and (2) page 1 of the PTO/SB/08A Form of an IDS mailed by applicants on July 1, 2004, listing U.S. Pat. No. 6,679,882 to Kornerup. The Notice of Allowability, mailed July 2, 2004, did not include initialed copies of the enclosed pages of these information disclosure statements so as to indicate to applicant that the documents listed on these pages were considered by the Examiner. Therefore, applicants are resubmitting these pages for the Examiner's attention. Copies of each of the documents listed on the enclosed forms were previously mailed to the USPTO in this application and/or were provided in related U.S. Patent Application Serial Nos. 10/032,378, or 10/038,506. However, if the Examiner should need additional copies of any one or more of these documents, please contact applicants undersigned attorney and such documents will be provided.

Since this request is resubmitting copies of pages of information disclosure statements which were previously filed with the U.S. Patent Office, no additional fee is believed to be required. However, should an additional fee be required, authorization is hereby given to charge Deposit Account 50-1039. (A duplicate of this document is enclosed herewith.)

Respectfully submitted,

Date: September 24, 2004

By: 

Renée C. Barthel, Esq.
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